Case 08-35245 Doc 1 Filed 12/24/08 Entered 12/24/08 16:32:34 Desc Main B1 (Official Form 1) (1/08) Document Page 1 of 45

### United States Bankruptcy Court Northern District of Illinois Eastern Division

<b>Voluntary Petition</b>	
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								-			
Name of Debtor (if individe	:		Name	Name of Joint Debtor (Spouse) (Last, First, Middle)							
All Other Names used by and trade names):	the Debtor in the	last 8 years	(include ma	rried, maider	All Ot maide	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):					
Last four digits of Soc. Sec (if more than one, state all)	(ITIN) No./Co	omplete EIN		our digits of Soc. e than one, stat		idual-Taxpaye	r I.D. (ITIN) No./Complete EIN				
Street Address of Debtor	(No. & Street, Cit	y, and State	e):		Street	Address of Join	nt Debtor (No.	& Street, City	, and State):		
15019 S. Artes	sian Ave.										
Harvey IL			6	0426							
County of Residence or of	f the Principal Pla	ace of Busin	ess:		Count	y of Residence	or of the Princ	cipal Place of I	Business:		
	CO	OK									
Mailing Address of Debtor	(if different from	street addre	ess)		Mailin	g Address of Jo	int Debtor (if o	different from s	treet address):		
Location of Principal Asse	ets of Business D	ebtor (if diffe	erent from str	eet address	above):						
Type of Debtor (Form of Check one be			Nature of Bu		Chap	pter of Bankru	otcy Code Ur	der Which th	e Petition is Filed (Check one box)		
Individual (include			Care Busine			hapter 7		☐ Chapter	15 Petition for Recognition		
See Exhibit D on pag  Corporation (inclu	-	define	e Asset Real ed in 11 U.S.0			Chapter 9		of a Fore	eign Main Proceeding		
_ `	des LLO & LLI )	Railro	ad	3 (	, <b>–</b> ~	☐ Chapter 11 ☐ Chapter 12 ☐ Chapter 15 Petition for Recognition					
☐ Partnership			broker nodity Broker	-		hapter 13		of a Fore	eign Nonmain Proceeding		
Other (If debtor is above entities, che		I	ing Bank			Nature of Debts (Check one Box)					
and state type of		☐ Other	-		■ D	■ Debts are primarily consumer □ Debts are primarily business					
			Tax-Exempt			ebts, defined in		deb	ts.		
			heck box, if ap r is a tax-exe		_	§ 101(8) as "incurred by an individual primarily for a					
		organ	ization under	Title 26 of the		ersonal, family,	or household				
			d States Code nue Code).	e (the interna	al pi	urpose."					
	Filing Fee (Cl	neck <b>one</b> box)			Check	one box	Cha	pter 11 Debt	ors		
Filing Fee attached						Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D)					
☐ Filing Fee to be paid ir	inetallmente (an	nlicable in i	adividuale on	ly) Must atta	oh	☐ Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D)					
signed application for t unable to pay fee exce	the court's consid	leration cert	ifying that the	debtor is		Check if:  ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affliates) are less than \$2,190,000.					
☐ Filing Fee wavier requ	ested (applicable	to chapter	7 individuals	only). Must	Chec	Check all applicable boxes:					
attach signed applicati		•		• /		A plan is being fi	•		etition from one of more classes		
						of creditors, in a					
Statistical/Administrativ		ilable for dis	tribution to u	nsecured cre	odtiore				This space is for court use only		
Debtor estimates that, funds available for dis	, after any exemp tribution to unsec	t property is	excluded an			es paid, there w	rill be no				
Estimated Number of Credit											
1- 50- 49 99	100- 199	200- 999	1,000- 5,000	5,001- 10,000	10,001 25,000	25,001	50,001 100,000	Over			
Estimated Assets						50,000		100,000			
\$0 to \$50,001to		\$500,001	<b>1</b> ,000,001	\$10,000,001	\$50,000,001	\$100,000,001	\$500,000,001	☐ More than			
\$50,000 \$100,000	\$500,000	to \$1 million	to \$10 million	to \$50 million	to \$100 million	to \$500 million	to \$1billion	\$1 billion			
Estimated Liabilities											
\$0 to \$50,001 to \$50,000		\$500,001 to \$1	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000,001 to \$100 million	\$100,000,001 to \$500 million	\$500,000,001 to \$1billion	More than \$1 billion			

PFG Record #

333264

Case 08-35245 Doc 1 Filed 12/24/08 Entered 12/24/08 16:32:34 Desc Main B1 (Official Form 1) (1/08) Document Page 2 of 45 **Voluntary Petition** Name of Debtor(s) This page must be completed and filed in every case) Hill, Benton All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Date Filed: Case Number: None District: Relationship: Judge: **Exhibit B** Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11, United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). Exhibit A is attached and made a part of this petition. /s/ Mario M Arreola Mario M Arreola Dated: 12/23/2008 **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Nο **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. П Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) П Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of Landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day

П

possession was entered, and

period after the filing of the petition.

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### **Voluntary Petition**

This page must be completed and filed in every case)

### Name of Joint Debtor(s)

Hill, Benton

### **Signatures**

### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

### /s/ Benton Hill Benton Hill

Dated: 12/23/2008

### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only **one** box.)

□ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

### << Sign & Date on Those Lines

## Signature of Attorney

/s/ Mario M Arreola

Signature of Attorney for Debtor(s)

### Mario M Arreola

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

Date: 12/23/2008

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule incorrect.

### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill Debtor Bankruptcy Docket #:

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

1. Within the 180 days before the filing of my bankruptcy case. I received a briefing from a credit counseling agency approved by the

Date	d: 12/23/2008	/s/ Benton Hill Benton Hill	Sign & Date Here
l cert	ify under penalty of perjury th	at the information provided above is true and correct.	0: 0 5 4
	<ol><li>The United States trustee or batter apply in this district.</li></ol>	ankruptcy administrator has determined that the credit counseling requiren	nent of 11 U.S.C. § 109(h)
	Active military duty in a military		
		.C. $\S$ 109(h)(4) as physically impaired to the extent of being unable, after regin person, by telephone, or through the Internet.);	easonable effort, to
		S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficients with respect to financial responsibilities.);	ıcy so as to be incapable
b	I am not required to receive a c y a motion for determination by the cour	redit counseling briefing because of: [Check the applicable statement.] [Nrt.]	flust be accompanied
i	your bankruptcy petition and promptly fil management plan developed through th the 30-day deadline can be granted only	the court, you must still obtain the credit counseling briefing within the first is a certificate from the agency that provided the counseling, together with e agency. Failure to fulfill these requirements may result in dismissal of your cause and is limited to a maximum of 15 days. Your case may also be your bankruptcy case without first receiving a credit counseling briefing.	a copy of any debt our case. Any extension of
	days from the time I made my request,	counseling services from an approved agency but was unable to obtain the and the following exigent circumstances merit a temporary waiver of the circumstances merit a temporary waiver of the circumstances merit at emporary waiver of the circumstances merit at emporary waiver of the circumstances. [Summ of the court of the circumstance of the ci	redit counseling requirement
	United States trustee or bankruptcy address performing a related budget analysis, be a copy of a certificate from the agency the agency no later than 15 days after years.	•	d assisted me in ided to me. You must file plan developed through
	United States trustee or bankruptcy adr performing a related budget analysis, a	ministrator that outlined the opportunties for available credit counseling and I have a certificate from the agency describing the services provided to ment plan developed through the agency.	d assisted me in

# Document Page 5 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill Debtor Bankruptcy Docket #:

## EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

Date	d: 12/23/2008	Sign & Date Here
l cert	tify under penalty of perjury that the information provided above is true and correct.	
	<ol><li>The United States trustee or bankruptcy administrator has determined that the credit counseling requirement o does not apply in this district.</li></ol>	11 U.S.C. § 109(h)
	Active military duty in a military combat zone.	
	Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reason participate in a credit counseling briefing in person, by telephone, or through the Internet.);	able effort, to
	Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so of realizing and making rational decisions with respect to financial responsibilities.);	as to be incapable
t	4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be a motion for determination by the court.]	e accompanied
i	If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 cyour bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copmanagement plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your cathe 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismost satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.	y of any debt se. Any extension of
	3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the ser days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit of so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize here.]	counseling requirement
	2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling age United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assi performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan the agency no later than 15 days after your bankruptcy case is filed.	sted me in o me. You must file
	1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling age United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assi performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. certificate and a copy of any debt repayment plan developed through the agency.	sted me in

PFG Record # 333264 B 1D (Official Form 1, Exh.D)(12/08)

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor Bankruptcy Docket #:

**Attorney for Debtor: Mario M Arreola** 

### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation paid or promised by the Debtor(s), to the undersigned, is as follows:

For legal services, Debtor(s) agrees to pay and I have agreed to accept

Prior to the filing of this Statement, Debtor(s) has paid and I have received

The Filing Fee has been paid.

\$2,800

\$2,800

2. The source of the compensation paid to me was:

Debtor(s) Other: (specify)

3. The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: **None.** 

- **4.** The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: **None.**
- 5. The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the first scheduled meeting of creditors.
- (d) Advice as required.
- **6.** By agreement with the debtor(s), the above-disclosed fee does not include the following service: Fee does **NOT** include missed court dates & amendments to schedules, contested matters, motions, objections to discharge or other matters except the first meeting of creditors.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

Dated: 12/23/2008 /s/ Mario M Arreola

Attorney Name: Mario M Arreola
LAW OFFICES OF PETER FRANCIS GERACI
55 E. Monroe Street #3400
Chicago IL 60603
312.332.1800 (PH) 312.332.6354 (FAX)

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Bar No: 9687938

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
15019 S. Artesian Ave., Harvey, IL 60426 (Debtor's Residence) - joint with Damita Jo Hill - \$168,000	Fee Simple		\$ 84,000	\$ 161,000

**Total Market Value of Real Property** 

\$84,000.00 (Report also on Summary of Schedules)

B6A (Official Form 6A) (12/07) Page 1 of 1 PFG Record # 333264

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	N O N E	Description and Location of Property	C A H	Debtor's Propert Deduc	t Value of Interest in y, Without ting Any d Claim or
01. Cash on Hand	X				
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.					
		LaSalle - checking acct# 4776 - joint with Damita Jo Hill - \$150		\$	75
		Bank of America - checking acct# 4776 - \$40		\$	20
03. Security Deposits with public utilities, telephone companies, landlords and others.	X				
04. Household goods and furnishings, including audio, video, and computer equipment.					
		Household goods; TVs, VCR, DVD player, stereo, sofa, loveseat, vacuum, table/chairs, lamps, bedroom sets, washer/dryer, dining set, large appliances, small appliances, microwave, pots/pans, dishes/flatware, grill, lawn mower, exercise equipment - 1/2 interst with Damita Hill - \$4,000		<b>\$</b>	2,000
		Dell - computer		\$	300
		Circuit City - household items		\$	1,500
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.					
		Books, CDs, tapes, DVDs, family pictures		\$	200
06. Wearing Apparel		Necessary wearing apparel		\$	250
DEC Doord # 222264		HIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIII	yrm 6	ED (12/07)	

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

N O N E	Description and Location of Property	H M J C	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or
	Watches		\$ 10
X			
	Term life insurance - no cash surrender value		None
X			
X			
	Pension with employer - 100% exempt		\$ 8,000
X			
X			
X			
Х			
X			
X			
X			
X			
	X X X X X X	Watches  X  Term life insurance - no cash surrender value  X  X  Pension with employer - 100% exempt  X  X  X  X  X  X  X  X  X  X  X  X	Watches  X  Term life insurance - no cash surrender value  X  X  Pension with employer - 100% exempt  X  X  X  X  X  X  X  X  X  X  X  X  X

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

SCH	1EC	OULE B - PERSONAL PROPERTY				
Type of Property	N O N E	Description and Location of Property		Debtor's Proper Deduc	rent Value of or's Interest in perty, Without ducting Any ured Claim or	
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.		Expected 2008 tax refunds - 1/2 interest with Damita Hill		\$	2,050	
22. Patents, copyrights and other intellectual		- \$4,100				
property. Give particulars.	X					
23. Licenses, franchises and other general intangibles.	X					
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X					
25. Autos, Truck, Trailers and other vehicles and accessories.		American Eagle - 1998 Lexus 470 - over 100,000 miles - SURRENDERING		\$	16,225	
		1999 Chevy Silverado 1500 - joint with Damita Hill - \$2,350		\$	1,175	
		1997 Saturn		\$	500	
		1981 Buick Regal - not running, drive train failure		\$	200	
		1993 Cadillac Deville - not running, drive train failure - joint with Damita Hill - \$850		\$	425	
26. Boats, motors and accessories.	X					
27. Aircraft and accessories.	X					
28. Office equipment, furnishings, and supplies.	X					
29. Machinery, fixtures, equipment, and supplie used in business.	X					
30. Inventory	X					
31. Animals						
		Family pets		ı	None	
32. Crops-Growing or Harvested. Give particulars.	X					
F						

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

SCI	ΗEC	OULE B - PERSONAL PROPERTY		
Type of Property	N O N E	Description and Location of Property	H W J C	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			
		Total (Report also on Summary of Schedules)		\$32,930

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## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Benton Hill, Debtor

SCHEDULE C - PROPERTY CLAIMED EXEMPT									
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875							

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
00. Real Property			
15019 S. Artesian Ave., Harvey, IL 60426 (Debtor's Residence) - joint with Damita Jo Hill - \$168,000	735 ILCS 5/12-901	\$ 15,000	\$ 84,000
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.			
_aSalle - checking acct# 4776 - joint with Damita Jo Hill - \$150	735 ILCS 5/12-1001(b)	\$ 75	\$ 75
Bank of America - checking acct# 4776 - \$40	735 ILCS 5/12-1001(b)	\$ 20	\$ 20
04. Household goods and furnishings, including audio, video, and computer equipment.			
Household goods; TVs, VCR, DVD player, stereo, sofa, oveseat, vacuum, table/chairs, lamps, bedroom sets, washer/dryer, dining set, large appliances, small appliances, microwave, pots/pans, dishes/flatware, grill, awn mower, exercise equipment - 1/2 interst with Damita Hill - \$4,000	735 ILCS 5/12-1001(b)	\$ 730	\$ 2,000
05. Books, pictures and other art objects, antiques, stamp, coin, ecord, tape, compact disc, and other collections or collectibles.			
Books, CDs, tapes, DVDs, family pictures	735 ILCS 5/12-1001(a)	\$ 200	\$ 200
06. Wearing Apparel			
Necessary wearing apparel	735 ILCS 5/12-1001(a),(e)	\$ 250	\$ 250
07. Furs and jewelry.			
<b>Vatches</b>	735 ILCS 5/12-1001(a),(e)	\$ 10	\$ 10
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars			
Pension with employer - 100% exempt	735 ILCS 5/12-1006	\$ 8,000	\$ 8,000

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# NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Benton Hill, Debtor

PFG Record # 333264

SCHEDULE C - PROPERTY CLAIMED EXEMPT										
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875								

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.			
Expected 2008 tax refunds - 1/2 interest with Damita Hill - \$4,100	735 ILCS 5/12-1001(b)	\$ 2,050	\$ 2,050
<ul><li>25. Autos, Truck, Trailers and other vehicles and accessories.</li><li>1997 Saturn</li></ul>	735 ILCS 5/12-1001(b)	\$ 500	\$ 500
1981 Buick Regal - not running, drive train failure	735 ILCS 5/12-1001(b)	\$ 200	\$ 200
1999 Chevy Silverado 1500 - joint with Damita Hill - \$2,350	735 ILCS 5/12-1001(c)	\$ 2,400	\$ 1,175
1993 Cadillac Deville - not running, drive train failure - joint with Damita Hill - \$850	735 ILCS 5/12-1001(b)	\$ 425	\$ 425

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In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

	Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	C H M	* Date Claim was Incured	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
•	American Eagle Bank Attn: Bankruptcy Dept. 556 Randall Rd South Elgin IL 60177 Acct No.: 949600001			Dates: 5/04 Nature of Lien: Lien on Vehicle - PMSI Market Value: \$ 16,225 Intention: Surrender *Description: American Eagle - 1998 Lexus 470 - over 100,000 miles - SURRENDERING				\$ 12,800	\$ 0
4	Circuit City/Chase/Bank One Bankrutpcy Department PO Box 15291 Wilmington DE 19886 Acct No.: 4104 1400 0850 9482			Dates: 2005-07 Nature of Lien: Purchase Money Sec Int - PMSI Market Value: \$ 1,500 Intention: Reaff @ Fair Market Value *Description: Circuit City - household items				\$ 6,100	\$ 4,600

Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Mann Bracken, LLC Bankruptcy Department 2727 Paces Ferry Rd., #1400 Atlanta GA 30339

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In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	C H W	* Date Claim was Incured  * Nature of Lien  *Value of Property Subject to Lien  *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
3 Dell Financial Services Bankruptcy Department PO Box 6403 Carol Stream IL 60197 Acct No.: 6879 4501 1901 9733 3	48		Dates: 3/05 Nature of Lien: Purchase Money Sec Int - PMSI Market Value: \$ 300 Intention: Reaff @ Fair Market Value *Description: Dell - computer				\$ 2,800	\$ 2,500

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Dell Financial Services Bankruptcy Department 12334 N IH 35 Austin TX 78753

US Bank Bankruptcy Department PO Box 20005 Owensboro KY 42304 Acct No.: 8250290565	x	Dates: 1/25/07 Nature of Lien: Mortgage - Second Market Value: \$ 168,000 Intention: Reaffirm 524 (c) *Description: 15019 S. Artesian Ave., Harvey, IL 60426 (Debtor's Residence) - joint with Damita Jo Hill	\$ 32,000	\$ 0
US Bank Bankruptcy Department PO Box 20005 Owensboro KY 42304 Acct No.: 8250289971	x	Dates: 1/25/07 Nature of Lien: Mortgage Market Value: \$ 84,000 Intention: Reaffirm 524 (c) *Description: 15019 S. Artesian Ave., Harvey, IL 60426 (Debtor's Residence) - joint with Damita Jo Hill - \$168,000	\$ 129,000	\$ 0

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Johnson Blumberg & Assoc. Bankruptcy Department 39 S. LaSalle, #400 Chicago IL 60603

Clerk, Chancery Doc# 08-CH-41235 50 W. Washington St., Room 802 Chicago IL 60602

Total

\$ 182,700

\$7,100

(Report also on Summary of Schedules.) (if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYF	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	<b>Deposits by individuals</b> Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

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<sup>\*</sup> Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill / Debtor

Attorney for Debtor: Mario M Arreola

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H W J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
1 Beta Finance Bankruptcy Dept. PO Box 6000 Crown Point IN 46308 Acct #: 019 1079864			Dates: 2004 Reason: Personal Loan				\$ 4,000

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Central Portfolio Control, Inc Bankruptcy Department 6640 Shady Oak Rd., #300 Eden Prairie MN 55344

2	Citibank Bankruptcy Department PO Box 45129 Jacksonville FL 32232		Dates: 2002-07 Reason: Credit Card or Credit Use		\$ 6	600
	Acct #: 5099 9480 0677 1788					

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Benton Hill / Debtor** 

Attorney for Debtor: Mario M Arreola

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
3 Discover Card Bankruptcy Department PO Box 15251 Wilmington DE 19886 Acct #: 6011 2986 9114 1281			Dates: 2002-08 Reason: Credit Card or Credit Use				\$ 14,100

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Baker, Miller, Markoff, Krasny Bankruptcy Department 29 N. Wacker Drive, 5th Floor Chicago IL 60606

Clerk, First Mun Div Doc# 08-M1-174127 50 W. Washington St., Rm. 1001 Chicago IL 60602

### 4 GE Capital

Bankruptcy Department PO Box 105989 Atlanta GA 30348

Acct #: 11019890

Dates: 2003-08

Reason: Credit Card or Credit Use

\$ 700

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Encore Receivable Management Bankruptcy Department PO Box 3330 Olathe KS 66063-3330

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill / Debtor

Attorney for Debtor: Mario M Arreola

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
5 HFC Bankruptcy Dept. 104 Town Center Rd Matteson IL 60443 Acct #: 415901201665591			Dates: 2005 Reason: Personal Loan				\$ 14,000

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Friedman & Wexler, LLC Bankruptcy Department 500 W. Madison St., Ste. 2910 Chicago IL 60661

Clerk, First Mun Div Doc# 08-M1-190375 50 W. Washington St., Rm. 1001 Chicago II, 60602

6	Attn: Bankruptcy Dept. PO box 17620 Baltimore MD 21297 Acct #: 151 6011 0327 8729	Dates: 9/05 Reason: Credit Card or Credit Use	\$ 1,900
7	Sam's Club Bankruptcy Department PO Box 530942 Atlanta GA 30353 Acct #: 7714 1000 9160 3084	Dates: 2001-08 Reason: Credit Card or Credit Use	\$ 750

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill / Debtor

Attorney for Debtor: Mario M Arreola

### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	 unt of aim
8 Sears Bankruptcy Department PO Box 182156 Columbus OH 43218 Acct #: 5049 9480 0677 1788			Dates: 2006-08 Reason: Credit Card or Credit Use				\$ 750

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Sears Bankruptcy Recovery Citibank USA Sears PO Box 20363 Kansas City MO 64195

Midland Credit Management Bankruptcy Department 8875 Aero Dr., Ste. 200 San Diego CA 92123-2215

9 Target/Retailers National Bank Attn: Bankruptcy Dept. PO Box 59231 Minneapolis MN 55459-0231 Acct #: 4352 9767 2639 5221	Dates: 2004-08 Reason: Credit Card or Credit Use	\$ 1,500
10 Wells Fargo Financial Bankruptcy Department 10855 W. Park Pl. Ste #3 Milwaukee WI 53224 Acct #: 4071 1000 1001 2999	Dates: 2006-08 Reason: Credit Card or Credit Use	\$ 4,100

### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Heller & Frisone Bankruptcy Department 33 N. LaSalle St., Ste. 1200 Chicago IL 60602

Clerk, First Mun Div Doc# 08-M1-157424 50 W. Washington St., Rm. 1001 Chicago IL 60602

### **Total Amount of Unsecured Claims**

(Report also on Summary of Schedules)

\$ 42,400.00

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In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[x] None

PFG Record # 333264 B6G (Official Form 6G) (12/07) Page 1 of 1

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In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no codebtors.

	Name and Address of CoDebtor	Name and Address of the Creditor		
1	Damita Jo Hill 15019 Artesian Ave Harvey, IL 60426	US Bank Bankruptcy Department PO Box 20005 Owensboro KY 42304 Account No. 8250290565		
2	Damita Jo Hill 15019 Artesian Ave. Harvey, IL 60426	US Bank Bankruptcy Department PO Box 20005 Owensboro KY 42304 Account No. 8250289971		

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# UNITED STATES BARKRUPTES COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor Bankruptcy Docket #:

Attorney for Debtor: Mario M Arreola

## SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEE	BTOR AND SPOUSE ~ RELATIONSHIP AND AGE			
Status: Married	none, , , ,				
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT			
Occupation:	Banker	Case manager			
Name of Employer:	Bank of America	Beatrice Caffrey Youth Service			
Years Employed					
Employer Address:	100 N. Tyron St.	800 E. 87th St.			
City, State, Zip	Charlotte, NC 28255	Chicago, IL 60619			

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE
1. Monthly Gross Wages, Salary, and commissions	\$ 4,317.24	\$ 2,583.34
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00
3. SUBTOTAL	\$ 4,317.24	\$ 2,583.34
4. LESS PAYROLL DEDUCTIONS		
a. Payroll Taxes and Social Security	\$ 982.36	\$ 497.82
b. Insurance	\$ 278.52	\$ 0.00
c. Union Dues	\$ 0.00	\$ 0.00
d. Other (Specify)  Pension:	\$ 0.00	\$ 0.00
Voluntary 401 Contributions:	\$ 0.00	\$ 0.00
Child Support:	\$ 0.00	\$ 0.00
Life Insurance, Uniforrms, 401K Loan:	\$ 12.92	\$ 0.00
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 1,273.80	\$ 497.82
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 3,043.44	\$ 2,085.52
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00
8. Income from real property	\$ 0.00	\$ 0.00
9. Interest and dividends	\$ 0.00	\$ 0.00
10. Alimony, maintenance or support payments payable to the debtor	\$ 0.00	\$ 0.00
for the debtor's use or that of dependents listed above.  11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00
12. Pension or retirement income	\$ 0.00	\$ 0.00
13. Other monthly income & &	\$ 0.00	\$ 0.00
Unemployment Income	\$ 0.00	\$ 0.00
14. SUBTOTAL OF LINES 7 THROUGH 13		
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 3,043.44	\$ 2,085.52
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 5,12	8.96
if there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and,	if applicable, on Statistical Summary

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

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<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

Debtor's wife is expecting a child in February of 2008. Debtor's wife will begin maternity leave in January of 2008. Debtor's wife's employer has let her know that her job is being cut due to financial concerns.

# UNITED STATESTBARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill / Debtor Bankruptcy Docket #:

Attorney for Debtor: Mario M Arreola

SCHEDULE J - CURRENT	EXPENSES OF INDIVIDUAL DEBTOR(	S)
Complete this schedule by estimating the average mor payments made bi-weekly, quarterly, semi-annually, or annually, or an	nthly expenses of the debtor and the debtor's family at time case filed. Pually to show monthly rate.	rorate any
Check box if joint petition is filed & debtor's spouse mainta	ins a separate household. Complete a separate schedule of expenditures lab	eled "Spouse".
1. Rent or home mortgage payment (include lot	rented for mobile home)	\$ 1,249.96
a. Real Estate taxes included? [] Yes [x]	•	<del>+ -,=</del>
2. Utilities: a. Electricity and Heating Fuel		\$ 450.00
b. Water, Sewer, Garbage		\$ 80.00
c. Cellphone, Internet		\$ 150.00
d. Other Home Phone and Cab	le Television	\$ 175.00
3. Home Maintenance (repairs and upkeep)		\$ 100.00
4. Food		\$ 500.00
5. Clothing		\$ 100.00
6. Laundry and Dry Cleaning		\$ 50.00
7. Medical and Dental Expenses		\$ 20.00
	Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Train	\$ 480.00
9. Recreation, Clubs and Entertainment, Newsp	apers, Magazines, etc.	\$ 50.00
10. Charitable Contributions	de d'a le como accedence de como actor.	\$ 558.00
11. Insurance (not deducted from wages or include a. Homeowner's or Renter's	ded in home mortgage payments)	\$ 107.91
b. Life		\$ 120.00
c. Health		\$-
d. Auto		\$ 250.00
e. Other		<b>\$</b> -
12. Taxes (not deducted from wages or included	in home mortgage payments)	·
(Specify) Federal or State Tax Repaymer	nts, Real Estate Taxes	\$ 241.00
13. Installment Payments: (In Chapter 11, 12, and	d 13 cases, do not list payments to be included in plan)	<b>c</b>
a. Auto		\$-
<ul><li>b. Reaffirmation Payments</li><li>c. Other</li></ul>	\$-	\$ 150.00
14. Alimony, maintenance and support paid to otl		\$- \$-
15. Payments for support of additional dependen		<del>ν-</del> \$-
16. Regular expenses from operation of business		\$ -
17. Other: Haircuts, Hygiene, Eyecare, Meds Postage/Bankir	& Tuition, Books & Childcare & Pet	Ψ
\$160.00 \$30.00	GLS Repay: Babysitting Care: \$0.00 \$- \$30.00	\$220.00
·	1-17. Report also on Summary of Schedules and if applicable, on ed Data.	\$ 5,081.87
19. Describe any increase/decrease in expenditu Debtor's wife is expecting a child in February of 2009	res anticipated to occur within the year following the filing o.	this document:
20. STATEMENT OF MONTHLY NET INCOME	a. Average monthly income from Line 15 of Schedule I	\$ 5,128.96
	b. Average monthly expenses from Line 18 above	\$ 5,081.87
	c. Monthly net income (a. minus b.)	\$ 47.09
	d. Total amount to be paid into plan monthly	\$ 1,475.00
Bassed #1, 222264	B6 L (Official Form 6 I) (12/07)	Page 1 of 1

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# Document Page 25 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE	
2008: \$4,317/month 2007: \$36,084 2006: \$42,951	employment	
Spouse		
AMOUNT	SOURCE	_

# Document Page 26 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

S1	ATEMENT OF FI	NANCIAL AFFAIRS	
Spouse			
AMOUNT	SOURCE		
2008: \$2,583/month 2007: \$27,474 2006: \$23,896	employment		
02. INCOME OTHER THAN FROM E	MPLOYMENT OR OPERATION	OF BUSINESS:	
the two years immediately preceding	the commencement of this case. illing under chapter 12 or chapter	nployment, trade, profession, operation Give particulars. If a joint petition is fil 13 must state income for each spoused.)	led, state income for each
AMOUNT	SOURCE		
Spouse			
AMOUNT	SOURCE		
03. PAYMENTS TO CREDITORS:			
Complete a. or b. as appropriate, and	C.		
services, and other debts to any credivalue of all property that constitutes of that were made to a creditor on account an approved nonprofit budgeting and	tor made within 90 days immediant is affected by such transfer is runt of a domestic support obligation creditor counseling agency. (Magnetic support)	IER DEBTS: List all payments on loans ately proceeding the commencement of less than \$600.00. Indicate with an on or as part of an alternative repaymented debtors filing under chapter 12 of led, unless the spouses are separated	of this case if the aggregate a asterisk (*) any payments ent schedule under a plan by or chapter 13 must include
Name and Address of Creditor	Dates of Payments	Amount Paid	Amount Still Owing
US Bank, see schedule D	monthyl	\$988.83/month and \$261.13/month	\$129,000 and \$32,0

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### STATEMENT OF FINANCIAL AFFAIRS

NONE X

b. DEBTOR WHOSE DEBTS ARE NOT PRIMARILY CONSUMER DEBTS: List each payment or other transfer to any creditor made with 90 days immediately preceding the commencement of the case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$5,000 (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by each or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address	Dates of	Amount Paid or Value of	Amount
of Creditor	Payment/Transfers	Transfers	Still Owing

NONE

c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name & Address of Creditor	Dates	Amount Paid or Value of	Amount
& Relationship to Debtor	of Payments	Transfers	Still Owing

### 04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER	NATURE OF PROCEEDING	COURT OF AGENCY AND LOCATION	STATUS OF DISPOSITION
Household Finance v. Benton Hill; 2008-M1-190375	small claims	Cook County Circuit Court	pending
Discover Bank v. Benton Hill; 2008-M1-174127	small claims	Cook County Circuit Court	pending
Wells Fargo Finance v. Benton Hill; 2008-M1-157424	small claims	Cook County Circuit Court	pending
US Bank v. Benton Hill, 08-CH-41235	foreclosure	Cook County Circuit Court	pending

NONE X

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person	Date	Description
for Whose Benefit Property	of	and Value
was Seized	Seizure	of Property

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### STATEMENT OF FINANCIAL AFFAIRS

NONE

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person for Whose Benefit Property was Seized Date of Seizure

Description and Value of Property

NONE

05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor or Seller Date of Repossession, Foreclosure Sale, Transfer or Return

Description and Value of Property

NONE

06. ASSIGNMENTS AND RECEIVERSHIPS:

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Assignee Date of Assignment Terms of Assignment or Settlement

NONE

Χ

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one (1) year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Custodian Name & Location of Court Case Title & Number Date of Order Description and Value of Property Case 08-35245 Doc 1 Filed 12/24/08 Entered 12/24/08 16:32:34 Desc Main Document Page 29 of 45

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### STATEMENT OF FINANCIAL AFFAIRS

07. GIFTS:

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Person<br/>or<br/>OrganizationRelationship<br/>to Debtor,<br/>If AnyDate<br/>of<br/>GiftDescription<br/>and Value<br/>GiftBibleway Church of Christreligious organization2008\$6,702.68

X

08. LOSSES:

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Description and Description of Circumstances and, Value if Loss Was Covered in Whole or in of Property Part by Insurance, Give Particulars Loss

#### 09. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY:

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one (1) year immediately preceding the commencement of this case.

Name andDate of Payment,Amount of Money orAddressName of Payer ifDescription andof PayeeOther Than DebtorValue of Property

Law Office of Peter Francis
Geraci

55 E. Monroe Street #3400
Chicago, IL 60603

Payment/Value:
\$2,800.00

09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name andDate of Payment,Amount of Money orAddressName of Payer ifdescription andof PayeeOther Than DebtorValue of Property

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### STATEMENT OF FINANCIAL AFFAIRS

09a. PAYMENTS RELATED TO DEBT COUNSELING OR BANKRUPTCY: List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within 1 year immediately preceding the commencement of this case.

Name and Address of Payee Date of Payment, Name of Payer if Other Than Debtor

11/24/08

Amount of Money or description and Value of Property

\$50.00

MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227

X

#### 10. OTHER TRANSFERS

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security with two (2) years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Transferee, Relationship to Debtor

Date

Describe Property
Transferred and
Value Received

NONE

10b. List all property transferred by the debtor within ten (10) years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

Name of Trust or other Device

Date(s) of Transfer(s) Amount and Date of Sale or Closing

NON

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing Case 08-35245 Doc 1 Filed 12/24/08 Entered 12/24/08 16:32:34 Desc Main Document Page 31 of 45

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

<b>STATEMENT</b>	OF FINIA	NICIAI	VEEVIDE
SIAIEMENI	UF FINE	INCIAL	ALLAIKO

NONE

#### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository

Names & Addresses of Those With Access to Box or depository Description of Contents Date of Transfer or Surrender, if Any

NONE

#### 13. SETOFFS:

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Date of Setoff

Amount of Setoff

NONE

#### 14. LIST ALL PROPERTY HELD FOR ANOTHER PERSON:

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner

Description and Value of Property

Location of Property

NONE

#### 15. PRIOR ADDRESS OF DEBTOR(S):

If debtor has moved within three (3) years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

. Name Dates of Address Used Occupancy

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### STATEMENT OF FINANCIAL AFFAIRS

NONE

16. SPOUSES and FORMER SPOUSES:

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight (8) years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

Name



#### 17. ENVIRONMENTAL INFORMATION:

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of the these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law.

NONE

17a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

NONE

17b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

Site Name Name and Address Date Environmental and Address of Governmental Unit of Notice Law

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## Document Page 33 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton	Hill,	Debtor
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•		ts or orders, under any Environmenta mental unit that is or was a party to th	•
Name and Address of	Docket	Status of	
Governmental Unit	Number	Disposition	
ending dates of all businesses in wh partnership, sole proprietor, or was a immediately preceding the commen within six (6) years immediately precedent If the debtor is a partnership, list the ending dates of all businesses in wh	ne names, addresses, taxpayer id nich the debtor was an officer, dire self-employed in a trade, professio cement of this case, or in which the ceding the commencement of this e names, addresses, taxpayer ider nich the debtor was a partner or over	entification numbers, nature of the buctor, partner, or managing executive on, or other activity either full- or partle debtor owned 5 percent or more of case.  Intification numbers, nature of the busing of the voting of the v	of a corporation, partner in a time within six (6) years the voting or equity securition nesses, and beginning and
a. If the debtor is an individual, list the ending dates of all businesses in whe partnership, sole proprietor, or was immediately preceding the commen within six (6) years immediately preceding dates of all businesses in where (6) years immediately preceding the list the debtor is a corporation, list the list the debtor is a corporation, list the	ne names, addresses, taxpayer id nich the debtor was an officer, dire self-employed in a trade, profession cement of this case, or in which the ceding the commencement of this enames, addresses, taxpayer identic the debtor was a partner or one commencement of this case.	ctor, partner, or managing executive on, or other activity either full- or partie debtor owned 5 percent or more of case.  Attification numbers, nature of the business.	of a corporation, partner in a time within six (6) years the voting or equity securition nesses, and beginning and or equity securities, within signesses, and beginning and
a. If the debtor is an individual, list the ending dates of all businesses in whe partnership, sole proprietor, or was immediately preceding the commen within six (6) years immediately preceding dates of all businesses in where (6) years immediately preceding the lift the debtor is a corporation, list the ending dates of all businesses in where the debtor is a corporation, list the ending dates of all businesses in where the debtor is a corporation, list the ending dates of all businesses in where the debtor is a corporation, list the ending dates of all businesses in where the debtor is a corporation, list the ending dates of all businesses in where the debtor is a corporation, list the ending dates of all businesses in where the debtor is a corporation, list the ending dates of all businesses in where the debtor is a corporation, list the ending dates of all businesses in where the debtor is a corporation, list the ending dates of all businesses in which is the debtor is a corporation, list the ending dates of all businesses in which is the debtor is a corporation, list the ending dates of all businesses in which is the debtor is a corporation, list the ending dates of all businesses in which is the debtor is a corporation.	ne names, addresses, taxpayer id nich the debtor was an officer, dire self-employed in a trade, profession cement of this case, or in which the ceding the commencement of this enames, addresses, taxpayer identic the debtor was a partner or one commencement of this case.	ctor, partner, or managing executive on, or other activity either full- or partie debtor owned 5 percent or more of case.  Stiffication numbers, nature of the busing of the voting of the stiffication numbers, nature of the busing of the stiffication numbers, nature of the busing the stiffication numbers.	of a corporation, partner in a time within six (6) years the voting or equity securition nesses, and beginning and or equity securities, within signesses, and beginning and
a. If the debtor is an individual, list the ending dates of all businesses in whe partnership, sole proprietor, or was simmediately preceding the commen within six (6) years immediately preceding dates of all businesses in where (6) years immediately preceding the lift the debtor is a corporation, list the ending dates of all businesses in where (6) years immediately preceding the lift the debtor is a corporation, list the ending dates of all businesses in where (6) years immediately preceding the	ne names, addresses, taxpayer id nich the debtor was an officer, dire self-employed in a trade, profession cement of this case, or in which the ceding the commencement of this enames, addresses, taxpayer identic the debtor was a partner or one commencement of this case.	ctor, partner, or managing executive on, or other activity either full- or partie debtor owned 5 percent or more of case.  Attification numbers, nature of the busing of the voting of the state of the busing of the control of the busing of the state of the busing of the control of the busing of the state of the busing of the control of the busing of the state of the busing of the control of the	of a corporation, partner in a time within six (6) years the voting or equity securition nesses, and beginning and or equity securities, within signesses, and beginning and or equity securities within signesses.

NONE	
X	

Name	Address

# Document Page 34 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

STATEMENT OF FINANCIAL AFFAIRS		
has been, within six years immexecutive, or owner of more th	nediately preceding the commenceme an 5 percent of the voting or equity se	s a corporation or partnership and by any individual debtor who is on tof this case, any of the following: an officer, director, managing ecurities of a corporation; a partner, other than a limited partner, of n, or other activity, either full- or part-time.
•	receding the commencement of this ca	tement only if the debtor is or has been in business, as defined abase. A debtor who has not been in business within those six years
19. BOOKS, RECORDS AND	FINANCIAL STATEMENTS:	
List all bookkeepers and accounthe keeping of books of account	` , , <del>-</del>	ediately preceding the filing of this bankruptcy case kept or supervi
Name	Dates Services	
and Address	Rendered	
	, , , <u>.</u>	y preceding the filing of this bankruptcy case have audited the boo
account and records, or prepared.	red a financial statement of the debtor	Dates Services
	, , , <u>.</u>	
account and records, or preparation of the Name  19c. List all firms or individuals	Address who at the time of the commenceme	Dates Services Rendered  nt of this case were in possession of the books of account and rec
account and records, or preparation of the Name  19c. List all firms or individuals	red a financial statement of the debtor	Dates Services Rendered  nt of this case were in possession of the books of account and rec
account and records, or preparation of the Name  19c. List all firms or individuals	Address who at the time of the commenceme	Dates Services Rendered  nt of this case were in possession of the books of account and rec
	Address  who at the time of the commenceme ks of account and records are not available.	Dates Services Rendered  nt of this case were in possession of the books of account and rec
naccount and records, or preparations of Name  19c. List all firms or individuals of the debtor. If any of the bool .  Name  19d. List all financial institution	Address  who at the time of the commenceme ks of account and records are not available.  Address	Dates Services Rendered  nt of this case were in possession of the books of account and reciliable, explain.
naccount and records, or preparations of Name  19c. List all firms or individuals of the debtor. If any of the bool .  Name  19d. List all financial institution	Address  who at the time of the commenceme ks of account and records are not available.  Address  Address	Dates Services Rendered  nt of this case were in possession of the books of account and reciliable, explain.

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In re

Benton	Hill.	Debto

	STATEMENT OF FIN	ANCIAL AFFAIRS	
20. INVENTORIES			
List the dates of the last to		ne of the person who supervised the taking of each in	ventory, a
Date	Inventory	Dollar Amount of Inventory	
of Inventory	Supervisor	(specify cost, market of other basis)	
monory	Capolivious		
b. List the name and addr	ress of the person having possession of the re	cords of each of the inventories reported in a., above	-
Date of Inventory	Name and Addresses of Custodian of Inventory Records		
·····			
21. CURRENT PARTNE	RS, OFFICERS, DIRECTORS AND SHAREH	OLDERS:	
a. If the debtor is a partne	RS, OFFICERS, DIRECTORS AND SHAREH ership, list nature and percentage of interest of Nature	f each member of the partnership.  Percentage of	
a. If the debtor is a partne	ership, list nature and percentage of interest of	f each member of the partnership.	
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corp controls, or holds 5% or n	ership, list nature and percentage of interest of Nature of Interest	Percentage of Interest  Oration; and each stockholder who directly or indirectly or proporation.	y owns,
a. If the debtor is a partner         Name         and Address  21b. If the debtor is a corp	Nature of Interest of Interest of Interest of Interest of Interest	Percentage of Interest Interest oration; and each stockholder who directly or indirectly	y owns,
a. If the debtor is a partner  Name and Address  21b. If the debtor is a corp controls, or holds 5% or no  Name and Address	Nature of Interest  oration, list all officers & directors of the corp nore of the voting or equity securities of the co	Percentage of Interest  Oration; and each stockholder who directly or indirectly or poration.  Nature and Percentage of Stock Ownership	y owns,
a. If the debtor is a partner Name and Address  21b. If the debtor is a corp controls, or holds 5% or n  Name and Address	Nature of Interest  Doration, list all officers & directors of the corp nore of the voting or equity securities of the corp  Title	Percentage of Interest  Oration; and each stockholder who directly or indirectly or poration.  Nature and Percentage of Stock Ownership	y owns,

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In re

Benton Hill, Debtor

22b. If the debtor is a corporati	on. list all officers. or directors whose re	lationship with the corporation terminated within o	ne (1) vear
immediately preceding the com			(1) / 5 - 2
Name	-i.	Date of	
and Address	Title	Termination	
23. WITHDRAWALS FROM A	PARTNERSHIP OR DISTRIBUTION B	/ A COPORATION:	
·	•	butions credited or given to an insider, including control ther perquisite during one year immediately precedence.	•
Name and Address of	Date and	Amount of Money or	
Recipient, Relationship to  Debtor	Purpose of Withdrawal	Description and value of Property	
Debioi			
24. TAX CONSOLIDATION GF  If the debtor is a corporation, lis for tax purposes of which the d	st the name and federal taxpayer identif	ication number of the parent corporation of any co vithin six (6) years immediately preceding the com	•
24. TAX CONSOLIDATION GF  If the debtor is a corporation, lis for tax purposes of which the d case.	st the name and federal taxpayer identii ebtor has been a member at any time v		•
24. TAX CONSOLIDATION GF  If the debtor is a corporation, lis for tax purposes of which the d	st the name and federal taxpayer identif		•

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### STATEMENT OF FINANCIAL AFFAIRS

### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 12/23/2008 /s/ Benton Hill

Benton Hill

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill / Debtor

Attorney for Debtor: Mario M Arreola

### **DEBTOR'S STATEMENT OF INTENTION**

PART A – Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 1	
Creditor's Name: American Eagle Bank Attn: Bankruptcy Dept. 556 Randall Rd South Elgin IL 60177	<u>Describe Property Securing Debt</u> : American Eagle - 1998 Lexus 470 - over 100,000 miles - SURRENDERING
Property will be (check one):	
■Surrendered □	Retained
If retaining the property, I intend to <i>(check at</i>	least one):
☐Redeem the property	
☐Reaffirm the debt	
□Other. Explain	(for example, avoid lien using 110 U.S.C. §
522(f)).	
Property is (check one):	
□Claimed as exempt	■Not claimed as exempt
Property No. 2	7
Creditor's Name: Circuit City/Chase/Bank One Bankrutpcy Department PO Box 15291 Wilmington DE 19886	Describe Property Securing Debt: Circuit City - household items
Property will be (check one):	-
□Surrendered	Retained
If retaining the property, I intend to (check at	least one):
□Redeem the property	
□Reaffirm the debt	
□Other. Explain	(for example, avoid lien using 110 U.S.C. §
522(f)).	
Property is (check one):	
□Claimed as exempt	■Not claimed as exempt

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill / Debtor

Attorney for Debtor: Mario M Arreola

### **DEBTOR'S STATEMENT OF INTENTION**

PART A – Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 3	
Creditor's Name: Dell Financial Services Bankruptcy Department PO Box 6403 Carol Stream IL 60197	<u>Describe Property Securing Debt</u> : Dell - computer
Property will be (check one):	
□Surrendered ■F	Retained
If retaining the property, I intend to (check at le	east one):
☐Redeem the property	
☐Reaffirm the debt	
□Other. Explain522(f)).	(for example, avoid lien using 110 U.S.C. §
Property is (check one):	
□Claimed as exempt	■Not claimed as exempt
Property No. 4	
Creditor's Name: US Bank Bankruptcy Department PO Box 20005 Owensboro KY 42304	<u>Describe Property Securing Debt</u> : 15019 S. Artesian Ave., Harvey, IL 60426 (Debtor's Residence) - joint with Damita Jo Hill
Property will be (check one):	
□Surrendered ■F	Retained
If retaining the property, I intend to <i>(check at Ik</i> □Redeem the property ■Reaffirm the debt	east one):
	(5 ) 1   1   1   1   1   1   1   1   1   1
□Other. Explain522(f)).	(for example, avoid lien using 110 U.S.C. §
Property is (check one):	
□Claimed as exempt	■Not claimed as exempt

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## UNITED STÄTES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill / Debtor

Attorney for Debtor: Mario M Arreola

### **DEBTOR'S STATEMENT OF INTENTION**

PART A – Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 5	
	<u>Describe Property Securing Debt</u> : 15019 S. Artesian Ave., Harvey, IL 60426 (Debtor's Residence) - joint with Damita Jo Hill - \$168,000
Property will be (check one):	
□Surrendered	Retained
If retaining the property, I intend to (check at let □ Redeem the property  ■Reaffirm the debt	east one):
□Other. Explain522(f)).	(for example, avoid lien using 110 U.S.C. §
Property is <i>(check one)</i> :  ■Claimed as exempt	□Not claimed as exempt

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Dated:

12/23/2008

/s/ Benton Hill

**Benton Hill** 

X Date & Sign

# Document Page 41 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill, Debtor

Attorney for Debtor: Mario M Arreola

### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

	Attached		AMOUNTS SCHEDULED		
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other
SCHEDULE A - Real Property	Yes	1	\$84,000	\$-	\$-
SCHEDULE B - Personal Property	Yes	3	\$32,930	\$-	\$-
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$182,700	\$-
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$42,400	\$-
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$5,129
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$5,082
TOTALS			\$ 116,930 TOTAL ASSETS	\$ 225,100 TOTAL LIABILITIES	

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Benton Hill / Debtor Bankruptcy Docket #:

Attorney for Debtor: Mario M Arreola

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159
Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 0
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 0

### State the following:

Average Income (from Schedule I, Line 16)	\$ 5,128.96	
Average Expenses (from Schedule J, Line 18)	\$ 5,081.87	
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 6,292.87	

### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 7,100.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 42,400.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 49,500.00

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# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Benton Hill Debtor Bankruptcy Docket #:

Attorney for Debtor: Mario M Arreola

### **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated:	12/23/2008	/s/ Benton Hill	X Date & Sign
Benton Hill			

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

# Document Page 44 of 45 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

PFG Record #

333264

Benton Hill, Debtor	
Attorney for Debtor: Mario M Arreola	

### **VERIFICATION OF CREDITOR MATRIX**

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 12/23/2008 /s/ Benton Hill

Benton Hill

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

### **NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)**

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Dated:	12/23/2008	/S/ Benton Hill		Sign & Date
		Benton Hill		Here
			-	
			<b>~</b>	Sign & Date Here
Jated:	12/23/2008	/s/ Mario M Arreola	<b>-</b>	

Dated:

Attorney: Mario M Arreola Bar No: 9687938